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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark Miskin

Serial No.: 10/666,237

Filed: September 18, 2003

For: SYSTEMS AND METHODS FOR
CONTROLLING THE REMOVAL OF SOIL
FROM AN EARTH MOVING SCRAPER

Confirmation No.: 8481

Examiner: C. Novosad

Group Art Unit: 3671

Attorney Docket No.: 3090-5854US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 22, 2005
Date



Signature

Betty Vowles
Name (Type/Print)

COMMUNICATION

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office communication mailed on June 24, 2005, the initial period for response to which expires on July 25, 2005.



Serial No. 10/666,237

REMARKS

The Office Communication mailed June 24, 2005 has been received and reviewed. In the Communication, it was noted that the Response to Restriction Requirement filed April 15, 2005 (incorrectly stated as April 18, 2005 in the Communication) did not identify the claims which read on elected Species I. Identification of such claims is required. Accordingly, applicant identifies claims 9 through 16 and 19 through 23 as the claims of elected Group II that fall within Species I.

In view of the foregoing, it is respectfully requested that each of claims 1 through 24 be considered on the merits.

Respectfully submitted,

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Date: July 22, 2005
BLC